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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/562,554	12/28/2005	Hidekazu Mori	4670-0114PUS1	8229
2292 7590 12/04/2009 BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747				
EXAMINER				
PARENDO, KEVIN A				
ART UNIT		PAPER NUMBER		
2823				
NOTIFICATION DATE		DELIVERY MODE		
12/04/2009		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mailroom@bskb.com

Continuation Sheet (PTO-303)

***Response to Arguments***

1. The amendment filed 11/30/09 in reply to the final rejection has been considered but is not deemed to place the application in condition for allowance and will not be entered because the proposed amendment raises new issues that would require further consideration and/or search. The amended independent claim now adds the limitations "modified with carboxyl group" to describe both the polybutadiene and polyisoprene, and the copolymer. It removes a limitation "with each other in a powdery form" with regards to the carbonaceous material. It adds the limitation "per 100 parts by weight of the combination of the particulate elastomer and the carbonaceous material". There was no mention of these new limitations within the claims, and the scope has been changed by their addition and the deletion of the "powdery form" limitation. The amendment raises new issues into the prosecution of the instant application and would thus provide grounds for a new search and further consideration.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kevin Parendo, whose can be contacted by phone at (571) 270-5030 or directly by fax at (571) 270-6030. The examiner can normally be reached on Mon.-Thurs. and alternate Fridays from 7 a.m. - 4:30 p.m. EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Smith, can be reached on (571) 272-1907. The fax number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Kevin A. Parendo/  
Examiner, Art Unit 2823  
12/2/2009

/Hsien-ming Lee/  
Primary Examiner, Art Unit 2823